

Montana State Legislature

2013 Session

ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLOWING:

- **Business Report**
- **Roll Call – Attendance**
- **Standing Committee Reports**
- **Tabled Bills**
- **Fiscal Reports etc.**
- **Roll Call Votes**
- **Informational Items**
- **Witness Statements**
- **Any Documents; such as;**
 - ***Petitions if any.**
 - ***Any and all material handed end after the meeting ends.**

**The original is on file at the
Montana Historical Society
and may be viewed there.**

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BUSINESS REPORT

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

HOUSE JUDICIARY COMMITTEE

Date: Friday, March 8, 2013
Place: Capitol

Time: 8:00 AM
Room: 137

BILLS and RESOLUTIONS HEARD:

SB 189 - Revise partner and family member assault laws regarding out-of-state convictions - Sen. Roger Webb
SB 213 - Revise sex offender registration laws - Sen. Cliff Larsen
SB 306 - Revise partner family member assault laws - Sen. Alan Olson

EXECUTIVE ACTION TAKEN:

SB 9	Tabled
SJ 3	Be concurred in
HB 527	Tabled
HB 528	Tabled
HB 434	Tabled
HB 478	Do pass
HB 403	Do pass
SB 145	Be concurred in
SB 213	Be concurred in
SB 306	Be concurred in

Comments:



REP. Krayton Kerns, Chair

HOUSE OF REPRESENTATIVES
Roll Call
JUDICIARY COMMITTEE

DATE: 3/8/2013

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
REP. JERRY BENNETT, VICE CHAIR	X	
REP. MARGIE MACDONALD, VICE CHAIR	X	
REP. ALAN DOANE		exc
REP. CAROLYN PEASE-LOPEZ	X	
REP. KEITH REGIER	X	
REP. VIRGINIA COURT	X	
REP. CLAYTON FISCUS	X	
REP. BRIDGET SMITH	X	
REP. DENNIS LENZ	X	
REP. JENNY ECK	X	
REP. KIRK WAGONER	X	
REP. SARAH LASZLOFFY	X	
REP. WENDY WARBURTON	X	
REP. ELLIE BOLDMAN HILL	X	
REP. JERRY O'NEIL	X	
REP. JENIFER GURSKY	X	
REP. DAVID HALVORSON		exc
REP. RYAN LYNCH	X	
REP. MARK BLASDEL		exc
REP. KRAYTON KERNS, CHAIR	X	



HOUSE STANDING COMMITTEE REPORT

March 8, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **Senate Joint Resolution 3** (third reading copy -- blue) **be concurred in.**

Signed: _____

Krayton Kerns
Representative Krayton Kerns, Chair

To be carried by Representative Krayton Kerns

- END -

Committee Vote:

Yes 20, No 0

Fiscal Note Required ☐

SJ0003001SC13763.hjk

DC 3-8-13

12:00



HOUSE STANDING COMMITTEE REPORT

March 8, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 478** (first reading copy -- white) **do pass.**

Signed: Krayton Kerns
Representative Krayton Kerns, Chair

- END -

Committee Vote:

Yes 15, No 5

Fiscal Note Required ☐

HB0478001SC.hjk

DC 3-8-13
12:00



HOUSE STANDING COMMITTEE REPORT

March 8, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 403** (first reading copy -- white) **do pass.**

Signed: _____

Krayton Kerns
Representative Krayton Kerns, Chair

- END -

Committee Vote:

Yes 20, No 0

Fiscal Note Required ☐

HB0403001SC.hjk

DL 3-8-13
12:00



HOUSE STANDING COMMITTEE REPORT

March 8, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **Senate Bill 145** (third reading copy -- blue) be concurred in.

Signed: _____

Krayton Kerns
Representative Krayton Kerns, Chair

To be carried by Representative Kirk Wagoner

- END -

Committee Vote:

Yes 18, No 2

Fiscal Note Required ☐

SB0145001SC15257.hjk

DC 3-8-13
12:00



HOUSE STANDING COMMITTEE REPORT

March 8, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **Senate Bill 213** (third reading copy -- blue) be concurred in.

Signed: Krayton Kerns

Representative Krayton Kerns, Chair

To be carried by Representative Ryan Lynch

- END -

Committee Vote:

Yes 20, No 0

Fiscal Note Required ☐

SB0213001SC15256.hjk

DC 3-8-13
12:00



HOUSE STANDING COMMITTEE REPORT

March 8, 2013

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **Senate Bill 306** (third reading copy -- blue) be concurred in.

Signed: Krayton Kerns
Representative Krayton Kerns, Chair

To be carried by Representative Keith Regier

- END -

Committee Vote:

Yes 18, No 2

Fiscal Note Required ☐

SB0306001SC13689.hjk

DC 3-8-13
12:00

BILL TABLED NOTICE

HOUSE JUDICIARY COMMITTEE

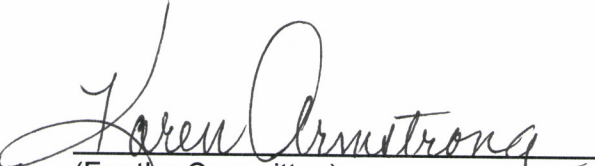
The HOUSE JUDICIARY COMMITTEE TABLED HB 434 - Revise DUI penalty laws - Rep. Tom Woods

HB 527 - Generally revise cyber-bullying laws - Rep. Ellie Boldman Hill

HB 528 - Generally revise stalking laws - Rep. Ellie Boldman Hill

SB 9 - Establish the corrections advisory council - Sen. Terry Murphy

by motion, on Friday, March 8, 2013 (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).


(For the Committee)


(For the Chief Clerk of the House)

12:00 / 3-8
(Time) (Date)

March 8, 2013 (11:11am)

Karen Armstrong, Secretary

Phone: 1862

AUTHORIZED COMMITTEE PROXY

I request to be excused from the

Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Jerry Bennett

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
7 HB 403	X	
5 HB 434		X
Table	X	
4 HB 478	X	
AMD HB 047801, AHT		X
3 HB 527		X
Table	X	
4 HB 528		X
Table	X	
① SB 9		X
AMD SB 000901, AHT	X	

BILL/AMENDMENT	AYE	NO
SB 133		
8 SB 145	X	
SB 189		
9 SB 213	X	
10 SB 306	X	
1 SJ 3	X	
SB 213		
SB 204		

Rep.

Nauri Zalmanson

(Signature)

Date

3/18/13

AUTHORIZED COMMITTEE PROXY

I request to be excused from the Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Greg Bennett

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

BILL/AMENDMENT

AYE NO

⑦	HB 403	X	
⑤	HB 434		X
	Table	X	
⑥	HB 478	X	
AMD	HB 047801.AHT		X
③	HB 527		X
	Table	X	
④	HB 528		X
	Table	X	
①	SB 9		X
AMD	SB 000901.AHT	X	

	SB 133		
⑧	SB 145	X	
	SB 169		
9	SB 213	X	
10	SB 304	X	
②	SB 3	X	
⑦	SB 213		
⑩	SB 304		

Alan
Dane

Rep. Alan Dane
(Signature)

Date 3/8/13

AUTHORIZED COMMITTEE PROXY

I request to be excused from the Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Jimmy Bennett

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

	BILL/AMENDMENT	AYE	NO
7	HB 403	X	
5	HB 434		X
	table	X	
4	HB 478	X	
AMD	HB 047801. AHT		X
3	HB 527		X
	Table	X	
4	HB 528		X
	table	X	
1	SB 9		X
AMD	SB 000901. AHT	X	

	BILL/AMENDMENT	AYE	NO
	SB 153		
8	SB 145	X	
	SB 189		
9	SB 213	X	
10	SB 304	X	
2	SB 13	X	
	SB 213		
	SB 304		

Rep. [Signature]
(Signature)

Date 3/8/13

AUTHORIZED COMMITTEE PROXY

I request to be excused from the House Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Margie MacDonnell

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
HB 528	X				
HB 434		X			
HB 478 and HB 478A	X				
HB 478		X			
HB 403	X				
SB 145	X				
SB 213	X				
SB 306	X				

Rep. Budget Smith
(Signature)

Date 3-8-13

HOUSE OF REPRESENTATIVES

Roll Call Vote

JUDICIARY COMMITTEE

DATE: 3/8/2013 BILL NO SB 9 MOTION NO. as amended
 MOTION: _____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	pr
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP. WENDY WARBURTON		X	
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	pr
REP. RYAN LYNCH	X		
REP. MARK BLASDEL		X	pr
REP. KRAYTON KERNS, CHAIR		X	

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12 fails

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 3/8/2013 BILL NO 513 MOTION NO. he concurred in
MOTION: _____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE	X		pr
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP. WENDY WARBURTON	X		
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		pr
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		pr
REP. KRAYTON KERNS, CHAIR	X		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 3/8/2013 BILL NO HB 527 MOTION NO. do pass
MOTION: _____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	pr
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH	X		
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP. WENDY WARBURTON		X	
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	pr
REP. RYAN LYNCH	X		
REP. MARK BLASDEL		X	pr
REP. KRAYTON KERNS, CHAIR		X	

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 3/8/2013 BILL NO. HB 528 MOTION NO. _____
 MOTION: _____ do pass

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	pr
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH	X		pr
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP. WENDY WARBURTON		X	
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	pr
REP. RYAN LYNCH	X		
REP. MARK BLASDEL		X	pr
REP. KRAYTON KERNS, CHAIR		X	

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 3/8/2013 BILL NO: HB434 MOTION NO. do pass
 MOTION: _____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR		X	
REP. ALAN DOANE		X	pr
REP. CAROLYN PEASE-LOPEZ		X	
REP. KEITH REGIER		X	
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH		X	pr
REP. DENNIS LENZ		X	
REP. JENNY ECK	X		
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP. WENDY WARBURTON		X	
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON		X	pr
REP. RYAN LYNCH	X		
REP. MARK BLASDEL		X	pr
REP. KRAYTON KERNS, CHAIR		X	

5 15 *fail*

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 3/8/2013 BILL NO HB 478 MOTION NO. amendment #BD47801, alt
MOTION: _____

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR		X	
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE		X	pr
REP. CAROLYN PEASE-LOPEZ		X	
REP. KEITH REGIER		X	
REP. VIRGINIA COURT		X	
REP. CLAYTON FISCUS		X	
REP. BRIDGET SMITH	X		pr
REP. DENNIS LENZ		X	
REP. JENNY ECK		X	
REP. KIRK WAGONER		X	
REP. SARAH LASZLOFFY		X	
REP. WENDY WARBURTON	X		
REP. ELLIE BOLDMAN HILL		X	
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY		X	
REP. DAVID HALVORSON		X	pr
REP. RYAN LYNCH		X	
REP. MARK BLASDEL		X	pr
REP. KRAYTON KERNS, CHAIR	X		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 3/8/2013 BILL NO. HB 478 MOTION NO. _____
 MOTION: do pass

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR		X	
REP. ALAN DOANE	X		pr
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT		X	
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH		X	pr
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP. WENDY WARBURTON	X		
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL		X	
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		pr
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		pr
REP. KRAYTON KERNS, CHAIR		X	

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 3/8/2013 BILL NO SB 145 MOTION NO. 1
 MOTION: be concurred in

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR		X	
REP. ALAN DOANE	X		pr
REP. CAROLYN PEASE-LOPEZ		X	
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		pr
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP. WENDY WARBURTON	X		
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		pr
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		pr
REP. KRAYTON KERNS, CHAIR	X		

18 2 passed

HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 3/8/2013 BILL NO SB 213 MOTION NO. _____
 MOTION: he concurred

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE	X		pr
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		pr
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP. WENDY WARBURTON	X		
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		pr
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		pr
REP. KRAYTON KERNS, CHAIR	X		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
JUDICIARY COMMITTEE

DATE: 3/8/2013 BILL NO SB 306 MOTION NO.
MOTION: he concurred in

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. JERRY BENNETT, VICE CHAIR	X		
REP. MARGIE MACDONALD, VICE CHAIR	X		
REP. ALAN DOANE	X		pr
REP. CAROLYN PEASE-LOPEZ	X		
REP. KEITH REGIER	X		
REP. VIRGINIA COURT	X		
REP. CLAYTON FISCUS	X		
REP. BRIDGET SMITH	X		pr
REP. DENNIS LENZ	X		
REP. JENNY ECK	X		
REP. KIRK WAGONER	X		
REP. SARAH LASZLOFFY	X		
REP. WENDY WARBURTON		X	
REP. ELLIE BOLDMAN HILL	X		
REP. JERRY O'NEIL	X		
REP. JENIFER GURSKY	X		
REP. DAVID HALVORSON	X		pr
REP. RYAN LYNCH	X		
REP. MARK BLASDEL	X		pr
REP. KRAYTON KERNS, CHAIR		X	

18 2 passes

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, March 8, 2013

SB 306 - Revise partner family member assault laws

Sponsor: Sen. Alan Olson

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

✓

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MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, March 8, 2013

SB 189 - Revise partner and family member assault laws regarding out-of-state convictions

Sponsor: **Sen. Roger Webb**

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

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11.10.11

MONTANA House of Representatives
Visitors Register
HOUSE JUDICIARY COMMITTEE

Friday, March 8, 2013

SB 213 - Revise sex offender registration laws

Sponsor: Sen. Cliff Larsen

PLEASE PRINT

Name	Representing	Support	Oppose	Info
Megan Ashton	MT State Crime Lab	X		
Jon Bennison	MT DOJ	X		
MARK MURPHY	MCRA	X		
Jim Smith	MSPIA	X		
Kelsey Young	MCADSV	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

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14.05.77